## UNITED STATES DISTRICT COURT FILED IN OPEN COURT UL

for the

Eastern District of North Carolina

ON 3/29/20/2

Julie A. Richards, Clerk
US District Court

United States of America  V.  Rashawn LaDon Smith  Date of Original Judgment:  (Use Date of Previous Amended Judgment: If Any)  ORDER REGARDING MOTION FOR SENTENCE REDUCTION  PURSUANT TO 18 U.S.C. § 3582(c)(2)  Upon motion of  the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,  IT IS ORDERED that the motion is:  DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of months is reduced to  The amendment is applicable to the defendant, but does not have the effect of lowering the guideline imprisonment range because the low end of the revised range is the mandatory minimum sentence. Therefore, the defendant is not eligible for relief under this provision.  If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served"		Lastern Distric	a of North Car	Office	US District Court Eastern District of NC
Date of Original Judgment:    Date of Previous Amended Judgment:   O9/15/2009   Thomas P. McNamara   Defendant's Attorney	United States of America	a	<b>\</b>		region District of MC
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